

ORDINANCE NO. 07-20-10-1

AN ORDINANCE RELATING TO THE SALE OR DISPENSING OF ALCOHOLIC LIQUOR; FORBIDDEN DURING CERTAIN HOURS; EXCEPTIONS. ALCOHOLIC LIQUOR IN OPEN CONTAINERS; UNLAWFUL AFTER HOURS; REPEALING INCONSISTENT ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ALMA, NEBRASKA:

Section 1. ALCOHOLIC BEVERAGES; HOURS OF SALE. Section 10-117 of the Alma City Code is hereby to read as follows:

(A) It shall be unlawful for any licensed person or persons or their agents to sell any alcoholic beverages within the Municipality except during the hours provided herein:

HOURS OF SALE

Alcoholic Liquors (except beer and wine)

Secular Days

Off Sale ..... 6:00 A.M. to 1:00 A.M.

On Sale ..... 6:00 A.M. to 1:00 A.M.

Sundays

Off Sale.....Prohibited

On Sale ..... 6:00 P.M. to 1:00 A.M.

Beer and Wine

Secular Days

Off Sale ..... 6:00 A.M. to 1:00 A.M.

On Sale ..... 6:00 A.M. to 1:00 A.M.

Sundays

Off Sale ..... 6:00 A.M. to 1:00 A.M.

On Sale ..... 6:00 A.M. to 1:00 A.M.

Provided, that such limitations shall not apply after twelve o'clock (12:00) Noon on Sunday to a licensee which is a non-profit corporation holding a license pursuant to section 53-124 6(a)(iii) Reissue Revised Statutes of Nebraska 1043.

(B) The City Council may, by a two-thirds majority vote, may upon application by a licensed person or persons, or their agents, extend the hours of sale of on sale alcoholic liquor to 2:00 o'clock a.m. for such licensee for one day special events. A new application and permit shall be required for such event and shall not be continuing.

(C) No person or persons shall consume any alcoholic beverages on licensed premises for a period of time longer than fifteen (15) minutes after the time fixed herein for stopping the sale of alcoholic beverages on said premises. For the purposes of this section, "on sale" shall be defined as alcoholic beverages sold by the drink for consumption on the premises of the licensed establishment; "off sale" shall be defined as alcoholic beverages sold at retail in the original container for consumption off the premises of the licensed establishment.

(D) Nothing in this section shall be construed to prohibit licensed premises from being open for other business on days and hours during which the sale or dispensing of alcoholic beverages is prohibited by this section. (Ref. 53-179 RS Neb.)

Section 2. Alma City Code Section 10-117 is hereby amended by this ordinance and all other ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 3. This ordinance shall be full force and effect from and after its final passage and publication as required by law, or on July 20, 2010, whichever date is the latest.

Passed and approved this 3rd day of August, 2010.

ATTEST:

APPROVED:

Emily G. Anderson  
City Clerk.

Jack Jackson  
Mayor.

